

1 SENATE JOINT RESOLUTION 15

2 **48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

3 INTRODUCED BY

4 Dianna J. Duran

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10 A JOINT RESOLUTION

11 PROPOSING AN AMENDMENT TO ARTICLE 9, SECTION 14 OF THE
12 CONSTITUTION OF NEW MEXICO TO BROADEN THE VETERANS' SCHOLARSHIP
13 PROGRAM TO VETERANS OF ANY WAR OR CONFLICT.

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15 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 Section 1. It is proposed to amend Article 9, Section 14
17 of the constitution of New Mexico to read:

18 "Neither the state nor any county, school district or
19 municipality, except as otherwise provided in this
20 constitution, shall directly or indirectly lend or pledge its
21 credit or make any donation to or in aid of any person,
22 association or public or private corporation or in aid of any
23 private enterprise for the construction of any railroad except
24 as provided in Subsections A through F of this section.

25 A. Nothing in this section prohibits the state or

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1 any county or municipality from making provision for the care
2 and maintenance of sick and indigent persons.

3 B. Nothing in this section prohibits the state from
4 establishing a veterans' scholarship program for ~~[Vietnam]~~ war
5 or conflict veterans who are post-secondary students at
6 educational institutions under the exclusive control of the
7 state by exempting such veterans from the payment of tuition.
8 For the purposes of this subsection, a "~~[Vietnam]~~ war or
9 conflict veteran" is any person who has been honorably
10 discharged from the armed forces of the United States, who was
11 a resident of New Mexico at the original time of entry into the
12 armed forces from New Mexico or who has lived in New Mexico for
13 ten years or more and who has been awarded a ~~[Vietnam]~~ campaign
14 medal for service in the armed forces of this country [~~in~~
15 ~~Vietnam during the period from August 5, 1964 to the official~~
16 ~~termination date of the Vietnam conflict as designated by~~
17 ~~executive order of the president of the United States]~~ during a
18 time of declared war or an authorization to use force.

19 C. The state may establish by law a program of
20 loans to students of the healing arts, as defined by law, for
21 residents of the state who, in return for the payment of
22 educational expenses, contract with the state to practice their
23 profession for a period of years after graduation within areas
24 of the state designated by law.

25 D. Nothing in this section prohibits the state or a

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1 county or municipality from creating new job opportunities by
2 providing land, buildings or infrastructure for facilities to
3 support new or expanding businesses if this assistance is
4 granted pursuant to general implementing legislation that is
5 approved by a majority vote of those elected to each house of
6 the legislature. The implementing legislation shall include
7 adequate safeguards to protect public money or other resources
8 used for the purposes authorized in this subsection. The
9 implementing legislation shall further provide that:

10 (1) each specific county or municipal project
11 providing assistance pursuant to this subsection need not be
12 approved by the legislature but shall be approved by the county
13 or municipality pursuant to procedures provided in the
14 implementing legislation; and

15 (2) each specific state project providing
16 assistance pursuant to this subsection shall be approved by
17 law.

18 E. Nothing in this section prohibits the state, or
19 the instrumentality of the state designated by the legislature
20 as the state's housing authority, or a county or a municipality
21 from:

22 (1) donating or otherwise providing or paying
23 a portion of the costs of land for the construction on it of
24 affordable housing;

25 (2) donating or otherwise providing or paying

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underscored material = new
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1 a portion of the costs of construction or renovation of
2 affordable housing or the costs of conversion or renovation of
3 buildings into affordable housing; or

4 (3) providing or paying the costs of financing
5 or infrastructure necessary to support affordable housing
6 projects.

7 F. The provisions of Subsection E of this section
8 are not self-executing. Before the described assistance may be
9 provided, enabling legislation shall be enacted by a majority
10 vote of the members elected to each house of the legislature.
11 This enabling legislation shall:

12 (1) define "affordable housing";

13 (2) establish eligibility criteria for the
14 recipients of land, buildings and infrastructure;

15 (3) contain provisions to ensure the
16 successful completion of affordable housing projects supported
17 by assistance authorized pursuant to Subsection E of this
18 section;

19 (4) require a county or municipality providing
20 assistance pursuant to Subsection E of this section to give
21 prior formal approval by ordinance for a specific affordable
22 housing assistance grant and include in the ordinance the
23 conditions of the grant;

24 (5) require prior approval by law of an
25 affordable housing assistance grant by the state; and

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1 (6) require the governing body of the
2 instrumentality of the state, designated by the legislature as
3 the state's housing authority, to give prior approval, by
4 resolution, for affordable housing grants that are to be given
5 by the instrumentality."

6 Section 2. The amendment proposed by this resolution
7 shall be submitted to the people for their approval or
8 rejection at the next general election or at any special
9 election prior to that date that may be called for that
10 purpose.